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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN. OF: BANISTER  
SERIAL NO.: 10/786,718  
FILED: February 24, 2004  
FOR: PULSE ACTIVATED ACTUATOR PUMP SYSTEM  
DOCKET: MEDIPACS 04.03 Confirmation No. 2762

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Dear Sir:

In connection with the above-entitled matter, Applicant wishes to bring to the attention of the Patent Office additional prior art received in connection with an Office Action issued in the Applicant's corresponding Indian application. Attached is the Indian Official Action dated September 7, 2006. Enclosed is a Patent Office Form PTO-1449. Applicant is not submitting copies of the U.S. Patent reference as the Office waived the requirement. The claims in the present application are believed to be patentably distinguished over these references.

This Information Disclosure Statement is being made pursuant to the duty of disclosure imposed by law and formulated in 37 CFR 1.56(A). No representation is made that the information thus disclosed in fact constitute prior art or that it is the closest prior art, inasmuch as 37 CFR 1.56(A) relies on a materiality concept which depends on subjectivity.

In compliance with the requirements of 37 C.F.R. § 1.98(a)(3), as a concise statement of relevance, as it is presently understood by the individual designated in 35 U.S.C. § 1.56(c) most knowledgeable about the content of the information, the undersigned attorney of record submits

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a copy of the Indian Office Action by a foreign Examiner in which the references were cited.

The relevance to the pending U.S. patent application is that the references were cited in a Indian patent application on the same subject matter. However, no independent analysis of the reference, the accuracy of the statement of foreign Examiner or the claims of the Indian application under the laws of the country or the United States relative to the subject matter claimed in the present application has been made; the present understanding of the contents thereof by the undersigned being based on the foreign Examiner's comments submitted therewith.

The enclosed Information Disclosure Statement is being submitted within three months of receipt of the Indian Office Action, as certified in the attached Certification for Information Disclosure Statement. Therefore, we believe there are no fees involved with this prior art disclosure statement. However, in the event there are any fees payable, please charge them to our Deposit Account No. 08-1391.

Respectfully submitted,



Norman P. Soloway  
Attorney for Applicant  
Registration No. 24,315

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 12, 2006 at Tucson, Arizona.

By: 

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## INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



Docket Number (Optional)

MEDIPACS 04.03

Application Number

10/786,718

Applicant(s)

BANISTER

Filing Date

February 24, 2004

Group Art Unit

3746

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
/CF/		5,192,197	03.09.1993	Culp	417	322	

## U.S. PATENT APPLICATION PUBLICATIONS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO

## OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

/Charles Freay/

DATE CONSIDERED

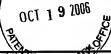
02/27/2008

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

**STATEMENT UNDER 37 CFR 1.97(e) ACCOMPANYING  
INFORMATION DISCLOSURE STATEMENT**

Docket No.  
**MEDIPACS 04.03**

In Re Application Of: **BANISTER**



Application No. <b>10/786,718</b>	Filing Date <b>February 24, 2004</b>	Examiner	Customer No. <b>27667</b>	Group Art Unit <b>3746</b>	Confirmation No. <b>2762</b>
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Invention: **PULSE ACTIVATED ACTUATOR PUMP SYSTEM**

COMMISSIONER FOR PATENTS:

This is a statement under the provisions of 37 CFR 1.97(e) in the above-identified application.

Check applicable statement herebelow:

Statement Under 37 CFR 1.97(e)(1)

- ☒ Each item of information contained in the accompanying Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the Information Disclosure Statement.

Statement Under 37 CFR 1.97(e)(2)

- ☐ No item of information contained in the accompanying Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned person, after making reasonable inquiry, no item of information contained in the accompanying Information Disclosure Statement was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Information Disclosure Statement.

*Norman P. Soloway*

*Signature*

Dated: *10/12/06*

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I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

*October 12, 2006*  
(Date)

*Patricia Sorenson*  
Signature of Person Mailing Correspondence

*Patricia Sorenson*  
Typed or Printed Name of Person Mailing Correspondence

CC: